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### BEFORE THE FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20544

MAY 2 4 1993

In the Matter of:	<b>)</b>	FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY
Amendment of Section 73.606(b)	)	
Table of Allotments	)	DOOKET BU
TV Broadcast Stations	)	DOCKET FILE COPY ORIGINAL
Hoisington, Kansas	)	- TOTHOMAL

TO: Chief, Allocations Branch, Policy and Rules Division

#### PETITION FOR RULEMAKING

Channel Television Licenses, Inc. ("Clear Channel"), by its attorneys, pursuant to Section 1.401(d) of the Commission's Rules, hereby petitions the Commission to amend its TV Table of Allotments as set forth at Section 73.606(b) of the Rules by allocating Channel 14 to Hoisington, Kansas. This would be the first TV channel assigned to that community.

Hoisington, Kansas, is located outside all areas subject to the freeze on petitions for new allocations. <u>See</u> 52 Fed. Reg. 28346 (1987). Therefore, the Commission may proceed with the instant petition.

Clear Channel hereby represents that in the event Channel 14 is allocated to Hoisington, Kansas, it will file an application for authority to construct and operate a TV broadcast station on the assigned frequency. In the event Clear Channel's application is successful, it will build the facility as authorized in the construction permit.

Hoisington, Kansas is an incorporated municipality located in Barton County. The proposed community of license

No. of Copies rec'd\_\_ List A B C D E has a population of 3,182, according to the 1990 census. The population of Barton County overall is 29,382. The area is essentially rural with significant space available to construct a facility that could provide a city grade signal over Hoisington.

As demonstrated in the attached Engineering study, the proposed Channel 14 satisfies the minimum separation requirements of Sections 73.609, 73.610 and 73.698 of the Commission's Rules. Therefore, a full power facility may be constructed consistent with the Commission's Rules.

Clear Channel is the licensee of KSAS(TV), Wichita, Kansas. The Grade B contour of the station proposed in the instant petition, if operated at maximum power, would overlap the Grade B contour of KSAS. As noted in the attached Engineering study, however, there would be no Grade A overlap between the stations. Therefore, if successful, Clear Channel proposes to construct and operate the station proposed herein as a satellite of KSAS, consistent with Note 5 of Section 73.3555 of the Commission's rules.

The allocation of Channel 14 to Hoisington, Kansas, would bring the first local service to that community and its surrounding area. Thus, grant of the Petition would serve the Commission's allotment policies by providing service to new areas.

Accordingly, Clear Channel respectfully requests that the Commission issue a Notice of Proposed Rule Making to amend Section 73.606(b) of the Rules as follows:

73.606

(b) Table of TV Allotments

CHANNEL NO.

City Present Proposed
Hoisington None 14

Respectfully submitted,

Clear Channel Television Licenses, Inc.

Ву

Richard J. Bodorff
Todd M. Stansbury
WILEY, REIN & FIELDING
1776 K Street, N.W.
Washington, D.C. 20006
(202) 429-7000

Dated: 5/24/93

### ENGINEERING STUDY

#### PETITION TO AMEND THE TABLE OF ALLOTMENTS.

There are no commercial channels available in this Central Kansas community to serve the viewers. Channel Fourteen (14) can be allocated to Hoisington Kansas as its first television broadcast service. Hoisington, population (3,182), is located in Barton County, population (29,382), 1990 census.

Channel Fourteen (14) meets the requirements of minimum distance separation between stations of parts 73:609, 73:610 and 73.698. Exhibit E1 demonstrates the compliance of the spacing study.

Hoisington Kansas is a rural area with a vast amount of area for competing applications to file, that would provide a eighty (80) dBu signal over the City of license.

Clear Channel Television, Inc. will make application for a satellite broadcast television station of KSAS-TV, Wichita, Kansas. The principal city predicted coverage (80 dBu) of the proposed channel fourteen maximum facility and the constructed KSAS-TV principal city (80 dBu) would not overlap. The separation of the sites is 150.7 kilometers, at a direction of 128.7 degrees from the proposed site. The 80 dBu of KSAS-TV, Wichita, Kansas is 54 Km at 310 degrees and the proposed Hoisington maximum power predicted 80 dBu would be 70 Km at 129 degrees, a total of 124 Km. This would leave a separation of 26.7 Km. See Exhibit E2.

The petition and site would not be under the restrictions defined in public notice number 20922, released December 1991. These five closest cities would not prevent Hoisington, Kansas from being added to the Kansas table of allotments, part (73.606). See exhibits E3 and E3a.

Clear Channel Television, Inc. will make application for a satellite of KSAS-TV, Wichita, Kansas when Channel Fourteen (14) is allocated to Hoisington, Kansas.

All Data presented in this petition for allocation is true and accurate to the best of my knowledge and ability.

Glenn L. Bell

Bell Consulting, Inc.

Slenn I. Bell

May 20, 1993

Date

## TV Spacing Study

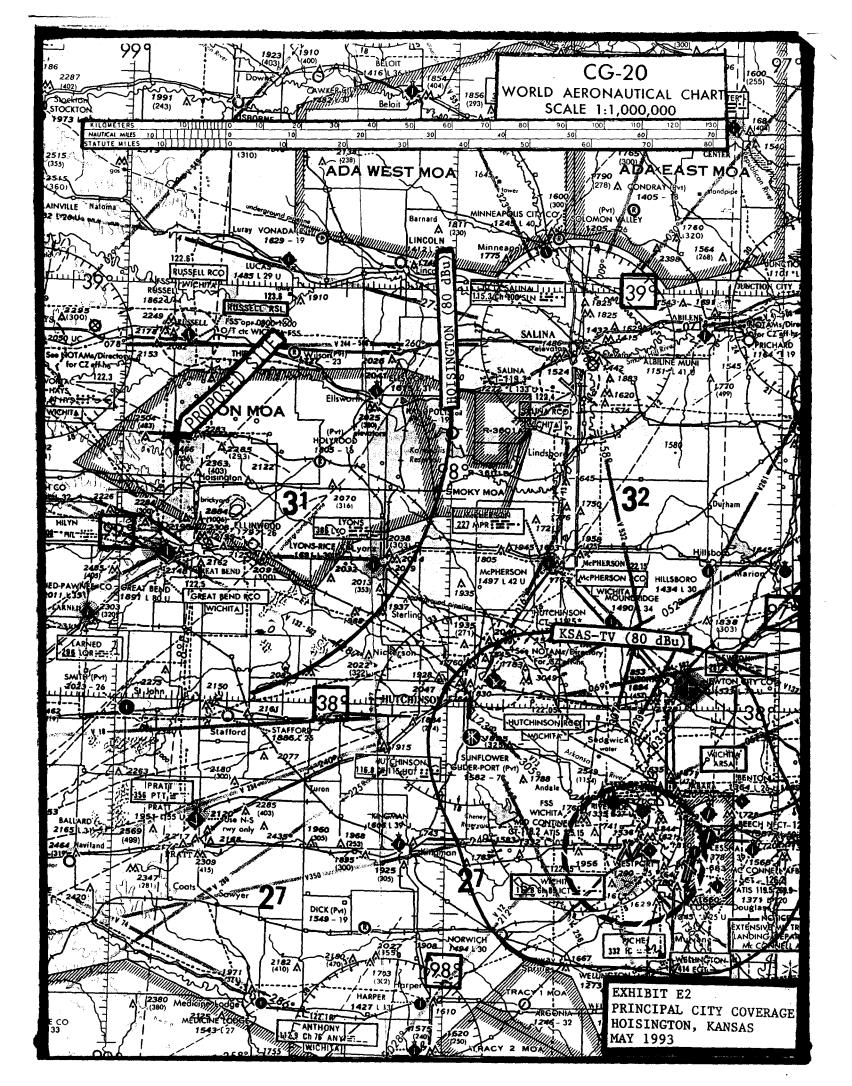
TITLE: HOISINGTON, KS Channel 14 Zone II Database: FCC 02/22/93	Latitude: 38-37-54 Longitude: 98-50-52 Safety zone: 120 km
Call Auth Licensee name Chan ERP HAAT-m Latit City of License St FCC File No. Zone (kW) HAMSL Longit	ude BR-to Dist. Req. ude -from (km) (km)
K14HK LIC CLEAR CHANNEL TELEVIS 14 14.7 159 38-37 GREAT BEND KS BLTT-880329IQ 746 98-50 Horizontal polarization	-54 .0 -52 .0 LPTV
K14IQ CP ROBERT E. & ROSALIE T 14 o 1.14 137 40-05 SUPERIOR NE BPTTL-920213BJ 642 97-55 Horizontal polarization	-13 25.9 180.3 -13 206.5 LPTV
K14HY CP UNIVERSITY OF KANSAS 14 + 7.2 150 38-57 LAWRENCE KS BPTTL-890309PR 427 95-15 CP CANCELLED 02-05-93.; Horizontal polarization	-18 82.3 313.3 -57 264.5 LPTV
ALLOC *14 - 38-05 LAMAR CO II 102-37 Filing window Closing date:	-14 260.7 335.0 280.8 -02 78.4 54.16 CLEAR
Horizontal polarization	-04 340.8 79.42 CLEAR
K14IR CP GERALD BROTHERS 14 0 6 74 36-09 TULSA OK BPTTL-910503RS 281 95-55 Horizontal polarization	9-39 135.9 376.8 5-46 317.7 LPTV
ALLOC 14 0 37-24 PITTSBURG KS II 94-42 Filing window Closing date:	4-42 109.2 388.3 280.8 2-12 291.8 107.5 CLEAR
K15CN LIC TCCSA/DBA TRINITY B/C 15 o 11.2 35 38-50 SALINA KS BLTTL-880714IH 424 97-36 Horizontal polarization	0-06 77.8 110.3 5-24 258.5 LPTV
ALLOC *15 + 37-41 WICHITA KS II 97-20 Filing window Closing date:	1-30 127.9 168.5 87.70 0-16 308.8 80.82 CLEAR
K15DD CP SOUTH CENTRAL LPTV, I 15 - 12.4 91 37-41 WICHITA KS BMPTTL-910502AW 497 97-19 Horizontal polarization	L-53 127.4 169.3 9-10 308.3 LPTV
K15CG LIC SMOKY HILLS PUBLIC TE 15 - 8.34 119 39-07 OAKLEY KS BLTT-901226IT 1043 100-51 Horizontal polarization	7-07 288.0 182.2 L-10 106.7 LPTV
	7-42 288.3 182.6 87.70 L-12 107.0 94.86 CLEAR

## TV Spacing Study

TITLE: HOISINGTON, KS  Channel 14 Zone II  Latitude: 38-37-54 Longitude: 98-50-52				
Call Auth Licensee name Chan ERP HAAT-m Latitude BR-to Dist. Req. City of License St FCC File No. Zone (kW) HAMSL Longitude -from (km) (km)				
K15DQ CP MONTGOMERY PUBLICATIO 15 + 10.9 76 39-09-21 72.5 202.5 MANHATTAN KS BPTTL-920213AE 428 96-36-44 253.9 LPTV Horizontal polarization				
NEW-T APC ROBERT W. BELL 16 o 1.13 137 40-05-13 25.9 180.3 SUPERIOR NE BPTTL-920214HG 642 97-55-13 206.5 LPTV Cut-off 02/14/92; Horizontal polarization				
KTVG CP FAMILY BROADCASTING C 17 o 1200 240 40-41-56 8.5 232.1 31.40 GRAND ISLAND NE BPCT-910823KF II DA 832 98-26-33 188.7 200.7 CLEAR Circular polarization; DA: Basc Assoc. Inc. ODD910823KF @ 0 deg				
KAAS-TV LIC CLEAR CHANNEL TV LICE 18 + 617 317 39-06-16 67.0 137.2 31.40 SALINA KS BLCT-880408KF II DA 720 97-23-15 247.9 105.8 CLEAR Horizontal polarization; DA: Jampro ODD880408KF @ 0 deg				
K19DL CP HALINA VAN VOORHIS 19 o 1.35 80 37-00-44 123.9 316.0 CANEY KS BPTTL-920214GP 327 95-53-45 305.7 LPTV Horizontal polarization				
#21 - 37-45-17 226.8 141.4 95.70 DODGE CITY KS II 100-01-09 46.0 45.74 CLEAR Filing window Closing date:				
K21BZ CP KANSAS STATE UNIVERSI 21 o 0.44 9 39-11-32 71.7 206.4  MANHATTAN KS BMPTTL-901019JH DA 362 96-34-45 253.1 LPTV  Horizontal polarization: DA: Scala SL-8 @ 260 deg				
ALLOC *21 0 39-10-41 72.2 207.4 95.70 MANHATTAN KS II 96-33-43 253.6 111.7 CLEAR Filing window Closing date:				
K22CP LIC CHRONICLE BROADCASTIN 22 + .942       68 38-50-27 76.8 105.1         SALINA KS BLTT-890203IE       463 97-40-07 257.6       LPTV         Horizontal polarization				
ALLOC *22 - 39-45-24 342.1 131.4 31.40 PHILLIPSBURG KS II 99-19-16 161.8 100.0 CLEAR Filing window Closing date:				
ALLOC *28 0 37-08-12 124.6 287.1 95.70 SEDAN KS II 96-11-06 306.2 191.4 CLEAR Filing window Closing date:				
KHNE-TV CP NEBRASKA EDUCATIONAL *29 + 1550 372 40-46-17 15.0 246.3 119.9 HASTINGS NE II DA 920 98-05-22 195.5 126.4 CLEAR Horizontal polarization; DA: RCA Corporation ODDKHNETV @ 0 deg				

>> End of Channel 14 Study <<

EXHIBIT E1 SPACING STUDY HOISINGTON, KANSAS APRIL 1993



#### TV Spacing Study

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Job title: HOISINGTON, KS Study channel 14 Zone II

LPTV/TV Translator entries included.

Coordinates: 38-37-54 98-50-52

Safety Zone: 120 km

The five closest major cities, as defined in Public Notice #20922, released December 9, 1991, are as follows:

Market Name	Dist-km	Dist-mi
Kansas City, MO	373.1	231.8
Denver, CO	544.9	338.6
Fort Worth, TX	667.0	414.5
Dallas, TX	674.7	419.2
Saint Louis, MO	752.5	467.6

This site does not appear to fall under the restrictions defined in the public notice.

EXHIBIT E3
MAJOR MARKETS
HOISINGTON, KANSAS
APRIL 1993

